IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS

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Plaintiff,

vs.

Cause No. 04-CV-504-DRH

BEVERLY ENTERPRISES, INC., BEVERLY HEALTHCARE, DAVID MEDLEY and SHARON PATTON,

Defendants.

JUDGMENT IN A CIVIL CASE

The Court having received a Stipulation for Dismissal signed by counsel of record advising this Court that the above action has been settled; and/or having been advised by counsel for the parties that the above action has been settled;

IT IS ORDERED AND ADJUDGED that this action is DISMISSED with prejudice with each party to bear its own costs and fees.-----

NORBERT G. JAWORSKI, CLERK

December 2, 2005

By: s/Patricia Brown
Deputy Clerk

APPROVED: /s/ David RHerndon
U.S. DISTRICT JUDGE